

SHUMAKER & SIEFFERT, P.A.  
8425 SEASONS PARKWAY, SUITE 105  
ST. PAUL, MINNESOTA 55125  
TEL 651.735-1100  
FAX 651.735-1102  
WWW.SSIPLAW.COM

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**FACSIMILE SUBMISSION UNDER 37 CFR 1.8**

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TO:  
Mail Stop Amendments  
Group Art Unit 3766

FROM:  
Jason D. Kelly

COMPANY:  
U.S. Patent & Trademark Office

DATE:  
AUGUST 1, 2006

FAX NUMBER:  
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3

PHONE NUMBER:

SENDER'S REFERENCE NUMBER:  
1023-361US01

RE:  
Supplemental Information Disclosure  
Statement

APPLICATION SERIAL NUMBER:  
10/825,965

PATENTIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth; Confirmation No. 8233  
Keith A. Miesel  
Serial No.: 10/825,965  
Filed: April 15, 2004 Customer No.: 28863  
Examiner: Brian T. Gedeon  
Group Art Unit: 3766 Docket No.: 1023-361US01  
Title: COLLECTING ACTIVITY INFORMATION TO EVALUATE THERAPY

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CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office on August 1, 2006.

By: Shirley A. Bellach

Name: Shirley A. Bellach

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendments  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449. This statement is being filed, to the best of Applicant's knowledge, before the receipt of a first Office Action on the merits.

Copies of the U.S. patents are not enclosed as this requirement has been waived by the U.S. Patent Office.

Respectfully submitted,

Date: 8/1/06

Shumaker & Sieffert, P.A.  
8425 Seasons Parkway, Suite 105  
St. Paul, Minnesota 55125  
Phone: (651) 735-1100  
Fax: (651) 735-1102

Jason D. Kelly  
By: Jason D. Kelly  
Reg. No. 54,213

Date Mailed: August 1, 2006

Page 1 of 1

<b>Form 1449*</b>		<b>Docket Number:</b> 1023-361US01		<b>Application Number:</b> 10/825,965	
<b>INFORMATION DISCLOSURE STATEMENT</b>  <b>IN AN APPLICATION</b>  (Use several sheets if necessary)		<b>Applicant:</b> Kenneth T. Heruth; Keith A. Miesel			
		<b>Filing Date:</b> April 15, 2004		<b>Group Art Unit:</b> 3766	
		<b>Examiner Name:</b> Brian T. Gideon			
<b>U.S. PATENT DOCUMENTS</b>					
<b>Examiner Initial</b>	<b>Document Number</b>	<b>Issue/Document Publication Date</b>	<b>Name</b>	<b>Filing Date If Appropriate</b>	
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<b>FOREIGN PATENT DOCUMENTS</b>					
<b>Examiner Initial</b>	<b>Document Number</b>	<b>Publication Date</b>	<b>Country</b>	<b>Translation</b>	
				<b>Yes</b>	<b>No</b>
<b>OTHER DOCUMENTS (Including Authors, Title of Item, Page(s), Vol/Issue No., Publisher, Place of Publication)</b>					
<b>EXAMINER</b>			<b>Date Considered</b>		

\*Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Based on Form PTO-FB-A820  
(Also form PTO-1449)

Patent and Trademark Office, U.S. Department of Commerce